

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

AUG 18 2005

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

DONALD L. BENGE; MICHAEL
BENGE; ROBERT ANDERES; ROXAN
ANDERES,

Plaintiffs - Appellants,

v.

WESTERN COATING, INC, an Oregon
corporation; ABC COATING
COMPANY, INCORPORATED OF
COLORADO,

Defendants - Appellees.

No. 04-35141

D.C. No. CV-03-00163-JMS

ORDER *

Appeal from the United States District Court
for the District of Oregon
Janice M. Stewart, Magistrate Judge, Presiding

Argued and Submitted August 4, 2005
Seattle, Washington

Before: THOMPSON, T.G. NELSON, and WARDLAW, Circuit Judges.

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

The judgment of the district court is AFFIRMED for the reasons set forth in its order filed on December 18, 2003.

IT IS SO ORDERED.